UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS LUBBOCK DIVISION

PAUL J. BROWN,)	
Plaintiff,)	
)	
V.)	CIVIL ACTION NO.
)	5:08-CV-073-C
)	
MICHAEL J. ASTRUE,)	
Commissioner of Social Security,)	
)	
Defendant.)	

ORDER

Plaintiff is appealing an adverse decision of the Defendant, Michael J. Astrue, Commissioner of Social Security, pursuant to 42 U.S.C. § 405(g). The United States Magistrate Judge filed a Report and Recommendation on January 29, 2009. Neither party has filed written objections. It is, therefore,

ORDERED that the findings and conclusions in the Report and Recommendation are hereby **ADOPTED** as the findings and conclusions of the Court and that the decision of the Commissioner is **REVERSED** and the case **REMANDED** for further administrative proceedings.

Dated February 20, 2009.

SAM R. CUMMINGS

UNITED STATES DISTRICT COUL